

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

MISC. NO. 09-mc-51388

-vs-

HON. MARIANNE O. BATTANI

JOSEPH R. DELFGAUW,

Respondent.

**NOTICE OF DISMISSAL**  
**OF PETITION**  
**TO ENFORCE IRS SUMMONS**

Petitioner, through undersigned counsel, hereby advises the Court that pursuant to Fed.R.Civ.P. 41(a)(1), it wishes to dismiss without prejudice the Petition to Enforce IRS Summons filed against respondent, Joseph R. Delfgauw, on December 12, 2009, because the petitioner is unable to locate and serve the respondent.

Respectfully submitted,

BARBARA L. MCQUADE  
United States Attorney

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